

**3. DEFENDANT’S THEORY OF THE CASE:** Defendant Stone World, Inc. (“Stone World”) admits that Plaintiffs worked for it as hourly employees, but denies that it willfully

violated the FLSA, or if it is determined that Stone World did violate the FLSA, that it did so in bad faith.

**4. IDENTIFICATION OF THE ISSUES.**

(a) **Resolved issues:** Jurisdiction and venue.

(b) **Unresolved:** Liability and damages.

**5. INITIAL DISCLOSURES AND STAGING OF DISCOVERY**

(a) **Initial Disclosures:** January 31, 2011.

(b) **Completion of all Discovery:** August 1, 2011.

(c) **Expert Disclosures (Rule 26):**

(i) Plaintiffs' Rule 26 experts: May 2, 2011.

(ii) Defendant's Rule 26 experts: June 1, 2011.

(iii) Plaintiffs' Rebuttal Rule 26 experts: June 15, 2011.

All discovery-related motions shall be filed on or before August 5, 2011. Before filing any discovery related motion, the parties will schedule and conduct a telephone conference with the Magistrate Judge.

**6. DISPOSITIVE MOTIONS:** All dispositive motions shall be filed on or before September 1, 2011. Responses to dispositive motions shall be filed within twenty-nine (29) days after filing, and optional replies shall be filed within fourteen (14) days after filing of the response.

**7. OTHER DEADLINES:**

(a) **Motions to Join Parties:** February 15, 2001.

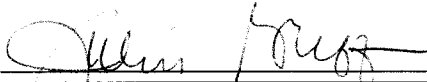
(b) **Motions to Amend Pleadings:** March 15, 2011.

**8. ALTERNATIVE DISPUTE RESOLUTION:**

The parties have not reached an agreement concerning alternative dispute resolution at this time.

**9. TARGET TRIAL DATE:**

The trial of this matter is expected to last no more than three days. Trial is anticipated on February, 2012.

  
\_\_\_\_\_  
Magistrate Judge Juliet Griffin

Approved for entry:

HIGGINS, HIMMELBERG & PILIPONIS

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Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 28th day of December, 2010, a true and exact copy of the foregoing has been served upon filing users through the Electronic Filing System and to all parties not served through the Electronic Filing System via U.S. Mail to:

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